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August 10, 2021

VIA ECF

Hon. Christina Reiss  
United States District Court  
Western District of New York  
U.S. Courthouse  
Buffalo, New York

*Re: Jerry Gradi Motors, Inc., et al v. ACV Auctions, Inc., et al  
Civil Action No. 21-CV-409*

Dear Judge Reiss,

This office represents the Plaintiffs in the above action. I am writing in reference to the Court's Entry Order Clarifying the Court's July 13, 2021 Sealing Order which was filed today (Doc. 59).

In the Plaintiffs' motion for clarification (Doc 46-1, par. 7) and the undersigned's reply affidavit (Doc. 49, par. 4) clarification was requested relative to the one-line summaries of the listed transactions which appear immediately above the headings for the transactions. For example, the summary of listed transactions on the first page of Exhibit "B" to the Kaplan Affidavit states "Showing 1 through 100 of 333 auctions." It is respectfully submitted that there is nothing proprietary about a numerical summary of the transactions, and that the one-line transaction summaries should remain visible.

However, the Court's Entry Order which was filed today did not rule on the question of whether the transaction summaries should remain visible on the subject Exhibits. To avoid confusion and disagreement, it is respectfully requested that the Court rule on this point.

Thank you for your consideration.

Respectfully yours,  


Edward P. Yankelunas

EPY/kms

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